

Decision 15-05-037 May 15, 2015

**BEFORE THE PUBLIC UTILITIES COMMISSION OF THE STATE OF CALIFORNIA**

Order Instituting Rulemaking to Continue  
Implementation and Administration of  
California Renewables Portfolio Standard  
Program.

Rulemaking 11-05-005  
(Filed May 5, 2011)

**EXECUTIVE DIRECTOR'S ORDER CORRECTING ERROR**

It has come to the Commission's attention that Decision (D.)14-12-023 contains an inadvertent clerical error. Owing to an inadvertent editing error, incorrect text appears in the numerical example on page 42 of D.14-12-023. The current text, including for context an introductory paragraph and a concluding sentence that are not affected by the error, reads in relevant part:

The following provides a simple example for one retail seller. It assumes a PQR of 100,000 RECs with the PBR set for the first compliance period: 50% of RECs from Category 1, and no more than 25% of RECs from Category 3. The retail seller's requests for waiver of PQR deficiency or reduction of PBR shortfall, if any were made, have been decided by the Commission, and the following situation exists:

Category 1 RECs applied = 45,000 [**PBR shortfall = 5000 RECs**]  
Category 2 RECs applied = 15,000  
Category 3 RECs applied = 25,000 [maximum allowed for PBR]  
RECs not in PBR<sup>57</sup> = 0

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<sup>57</sup> For ESPs, RECs from contracts executed prior to January 14, 2011; for other retail sellers, RECs from contracts executed prior to June 1, 2010.

TOTAL RECs applied= 85,000 [**PQR deficiency = 15,000 RECs**]

The penalty would be assessed on the larger of the PQR deficiency or PBR shortfall, in this case the 15,000 REC deficiency in PQR. The penalty imposed would be: **15,000 \* \$50/REC = \$750,000.**

The correct text for the numerical example is:

Category 1 RECs applied = 41,500 [**PBR shortfall = 3000 RECs**]

Category 2 RECs applied = 21,250

Category 3 RECs applied = 26,250 [maximum of 22,250 RECs may be applied to PQR. **PBR excess = 4000 RECs**]

RECs not in PBR<sup>57</sup> = 0

TOTAL RECs applied to PQR = 85,000 [**PQR deficiency = 15,000 RECs**]

[**Total RECs that do not meet PBR = 7000 RECs**]

The entire section of text, with the correct numerical example, is:

The following provides a simple example for one retail seller. It assumes a PQR of 100,000 RECs with the PBR set for the first compliance period: 50% of RECs from Category 1, and no more than 25% of RECs from Category 3. The retail seller's requests for waiver of PQR deficiency or reduction of PBR shortfall, if any were made, have been decided by the Commission, and the following situation exists:

Category 1 RECs applied = 41,500 [**PBR shortfall = 3000 RECs**]

Category 2 RECs applied = 21,250

Category 3 RECs applied = 26,250 [maximum of 22,250 RECs may be applied to PQR. **PBR excess = 4000 RECs**].

RECs not in PBR<sup>57</sup> = 0

TOTAL RECs applied to PQR = 85,000 [**PQR deficiency = 15,000 RECs**]

[**Total RECs that do not meet PBR = 7000 RECs**]

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<sup>57</sup> For ESPs, RECs from contracts executed prior to January 14, 2011; for other retail sellers, RECs from contracts executed prior to June 1, 2010.

The penalty would be assessed on the larger of the PQR deficiency or PBR shortfall, in this case the 15,000 REC deficiency in PQR. The penalty imposed would be: **15,000 \* \$50/REC = \$750,000.**

Pursuant to Resolution A-4661 (March 9, 1977), the Executive Director is authorized to sign orders involving the correction of inadvertent errors. The inadvertent error on page 42 of D.14-12-023 should be corrected, as set forth above.

**IT IS ORDERED** that:

Pursuant to Resolution A-4661, the inadvertent error in the numerical example on page 42 of Decision 14-12-023 is corrected. The correct example, which replaces the inadvertently erroneous example on page 42 of Decision 14-12-023, is:

Category 1 RECs applied = 41,500 [**PBR shortfall = 3000 RECs**]  
Category 2 RECs applied = 21,250  
Category 3 RECs applied = 26,250 [maximum of 22,250 RECs may  
be applied to PQR. **PBR excess = 4000 RECs**]  
RECs not in PBR<sup>57</sup> = 0  
  
TOTAL RECs applied to PQR = 85,000 [**PQR deficiency = 15,000  
RECs**]  
**[Total RECs that do not meet PBR = 7000 RECs]**

Dated May 15, 2015, at San Francisco, California.

/s/ TIMOTHY J. SULLIVAN  
TIMOTHY J. SULLIVAN  
Executive Director

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<sup>57</sup> For ESPs, RECs from contracts executed prior to January 14, 2011; for other retail sellers, RECs from contracts executed prior to June 1, 2010.